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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92056557
Party	Defendant Aunchalee Assawakulpaibool dba Americas Got Fashion
Correspondence Address	AUNCHALEE ASSAWAKULPAIBOOL 8 E STEEMER LANE SUFFERN, NY 10901 UNITED STATES aunchalee.ny@gmail.com
Submission	Answer
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Date	01/17/2013
Attachments	154-001_Answer_To_Petition_For_Cancellation.pdf (5 pages)(90187 bytes)

)	
FremantleMedia North America, Inc.)	
)	Registration No. 4110101
Petitioner)	
v.)	Cancellation No. 92056557
)	
Aunchalee Assawakulpaibool)	
d/b/a America's Got Fashion)	
)	
Registrant)	
)	

For its answer to the *Petition for Cancellation* filed by FremantleMedia North America, Inc. (“FremantleMedia” or “Petitioner”), Aunchalee Assawakulpaibool, d/b/a America’s Got Fashion (“America’s Got Fashion” or “Registrant”), through its undersigned counsel, states as follows:

2. Registrant admits that U.S. Trademark Reg. No. 4110101 covers the trademark AMERICA’S GOT FASHION and that the goods identified in that registration are set forth in Paragraph 3 of the *Petition for Cancellation*.

3. Registrant admits that Registration No. 4110101 matured from Application Serial No. 85/239,396, filed on February 10, 2011 and issued on March 6, 2012, and that the date of first use in the registration is May 1, 2011.

4. Registrant is without information or knowledge sufficient to form a belief about the truth of the allegations set forth in Paragraph 4 of the *Petition for Cancellation*, and therefore denies the same in their entirety.

5. Registrant is without information or knowledge sufficient to form a belief about the truth of the allegations set forth in Paragraph 5 of the *Petition for Cancellation*, and therefore denies the same in their entirety.

6. Registrant is without information or knowledge sufficient to form a belief about the truth of the allegations set forth in Paragraph 6 of the *Petition for Cancellation*, and therefore denies the same in their entirety.

7. Registrant is without information or knowledge sufficient to form a belief about the truth of the allegations set forth in Paragraph 7 of the *Petition for Cancellation*, and therefore denies the same in their entirety.

8. Registrant is without information or knowledge sufficient to form a belief about the truth of the allegations set forth in Paragraph 8 of the *Petition for Cancellation*, and therefore denies the same in their entirety.

9. Registrant denies in their entirety the allegations set forth in Paragraph 9 of the *Petition for Cancellation*.

10. Paragraph 10 of the *Petition for Cancellation* states a legal conclusion and therefore does not warrant an Answer by Registrant. To the extent that Paragraph 10 contains any factual allegations, Registrant denies such allegations in their entirety.

11. Registrant denies in their entirety the allegations set forth in Paragraph 11 of the *Petition for Cancellation*.

AFFIRMATIVE DEFENSES

FIRST AFFIRMATIVE DEFENSE

Petitioner's claim is barred by the doctrine of unclean hands.

SECOND AFFIRMATIVE DEFENSE

The Petitioner fails to state a claim for relief that can be granted.

WHEREFORE, Registrant respectfully requests that this Cancellation No. 92056557 be dismissed with prejudice.

Dated: January 17, 2013

Pomona, New York

Respectfully Submitted,

/Joel Weiss/
Joel Weiss

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Certificate of Service

It is hereby certified that a copy of the foregoing **ANSWER TO PETITION FOR CANCELLATION** was served upon counsel for FremantleMedia North America, Inc. this 17th day of January, 2013 by First-Class mail, postage prepaid, addressed as follows:

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/shoshanarogovsky/
Shoshana Rogovsky